THE HONOURABLE SRI JUSTICE C.V.RAMULU

WRIT PETITION.Nos. 3679, 10129 & 10736 OF 2006

DATE:07.11.2006

W.P.Nos. 3679 OF 2006

Between:

P. Kondaiah & others

..... PETITIONERS

AND

The Commissioner, Civil Supplies,
Erramanzil, Hyderabad & 3 others.

.....RESPONDENTS

W.P.Nos. 10129 OF 2006

Between:

Y. Subramanyam

..... PETITIONER

AND

The Government of A.P., rep. by its
Principal Secretary, Consumer Affairs,
Food and Civil Supplies (CS-I) Department,
Secretariat, Hyderabad & 3 others

.....RESPONDENTS

W.P.Nos. 10736 OF 2006

Between:

A. Anjaneyulu

..... PETITIONER

AND

The Chief Rationing Officer, Hyderabad,
Opp.Anand Talkies, Secunderabad & another.

.....RESPONDENTS

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THE HONOURABLE SRI JUSTICE C.V.RAMULU

W.P.NO.3779, 10129 & 10736 OF 2006

COMMON ORDER:

In all these writ petitions common questions of law and fact arises for consideration. Therefore, they are heard together and are being disposed of by this common order.

The petitioners are the authorized dealers of fair price shops, which were hitherto located in Ranga Reddy District. On the de-limitation of the municipal divisions, the areas, for which the petitioners were granted authorization, have been included in the division of Municipal Corporation of Hyderabad. Under those circumstances, the impugned notices were issued by the Chief Rationing Officer asking the petitioners to submit required documents within 24 hours for issuance of authorization in view of the de-limitation of the municipal divisions.

The grievance of the petitioners seems to be that while the area was in Ranga Reddy District under the Balanagar Revenue Division, as per the roster of reservation, the respective shops held by them were reserved for the category, for which they belong to, and now, if the shops are transferred to the jurisdiction of Chief Rationing Officer, Hyderabad, the Hyderabad being a bigger Division, the petitioners apprehend de-reservation of the shops held by them. I am of the opinion that such apprehension is a remote one. As of now, no harm is caused to the interests of the petitioners. Through the impugned notice, the petitioners were directed to submit required documents for issuance of authorization for the same area, for which they are holding authorization. Rather, the petitioners were asked to submit documents for the purpose of transferring their authorization from the jurisdiction of the Collector (Civil Supplies), Ranga Reddy District to the jurisdiction of Hyderabad District and nothing more.

In view of the above, I am of the opinion that the petitioners have not made out any case for interference by this Court. Once there is a de-limitation of the wards and they had fallen within the jurisdiction of Municipal Corporation of Hyderabad, the Chief Rationing Officer, Hyderabad alone is entitled to deal with the matter as to the allotment of the essential commodities to the fair price shops held by the petitioners, renewal of authorization, disciplinary proceedings etc.

Accordingly, the Writ Petitions are disposed of directing the petitioners to submit the documents as required by the respondents for the purpose of issuance of authorization by the District Supply Officer (City), Hyderabad, for distribution of the essential commodities against the shops held by them, within a period of one week from the date of receipt of this order. The respondents may consider for reserving the shops against the vary same category under which the petitioners were appointed. No costs.

C.V.RAMULU,J

07-11-2006
Tsr